

COMMITTEE REPORT

MADAM PRESIDENT:

The Senate Committee on Education and Career Development, to which was referred Senate Bill No. 229, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

- 1 Page 13, between lines 10 and 11, begin a new paragraph and insert:
- 2 "SECTION 18. IC 20-15-1-4.5 IS ADDED TO THE INDIANA
- 3 CODE AS A NEW SECTION TO READ AS FOLLOWS
- 4 [EFFECTIVE JULY 1, 2005]: Sec. 4.5. "Executive" refers to the
- 5 chief executive officer of the school appointed under IC 20-15-2-4."
- 6 Page 13, line 26, strike "superintendent," and insert "chief executive
- 7 officer,".
- 8 Page 13, line 27, strike "superintendent" and insert "executive".
- 9 Page 13, line 29, strike "superintendent" and insert "executive".
- 10 Page 13, between lines 41 and 42, begin a new paragraph and insert:
- 11 "SECTION 22. IC 20-15-2-5 IS AMENDED TO READ AS
- 12 FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 5. (a) The
- 13 ~~superintendent~~, executive, subject to the approval of the board and
- 14 IC 20-15-4, has complete responsibility for management of the school.
- 15 (b) The ~~superintendent~~ executive has responsibility for the
- 16 following:
- 17 (1) Direction of the education, care, safety, and well-being of all
- 18 students in attendance.
- 19 (2) Evaluation and improvement of the school staff, educational
- 20 programs, and support services.
- 21 (3) Implementation and administration of the policies, mission,

and goals of the school as established by the board.

(4) Serving as the purchasing agent for the school as provided in IC 5-22-4-8.

(5) Implementation of budgetary matters as recommended by the board and the department of education under IC 20-15-3-10(7).

(6) Management of the school's outreach program with local public schools.

(7) Advocating on behalf of the school under guidelines established by the board.

(8) Executing contracts on behalf of the school.

(c) The ~~superintendent~~ **executive** is the appointing authority for all employees necessary to properly conduct and operate the school.

SECTION 23. IC 20-15-2-6 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 6. Subject to:

(1) the determination by case conference committees based on individualized education programs as defined under IC 20-1-6-1; and

(2) the school's admissions criteria adopted by the board under IC 20-15-3-10(4);

the ~~superintendent~~ **executive** shall receive as students in the school Indiana residents who are visually disabled school age individuals.

SECTION 24. IC 20-15-2-7 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 7. (a) A placement review committee for the school is established. The committee consists of one (1) representative of each of the following:

(1) The board.

(2) The office of the secretary of family and social services.

(3) The superintendent of public instruction.

(b) The placement review committee shall meet upon petition of an interested party to review the following:

(1) Applications to the school denied through the process described in section 6 of this chapter.

(2) All instances of dismissal from the school for reasons other than graduation, voluntary transition to another educational facility, or voluntary departure from the school.

(c) The ~~superintendent~~ **executive** shall serve as an adviser to the placement review committee. The ~~superintendent~~ **executive** shall provide the placement review committee with information and justification for all application denials and dismissals under review.

(d) The placement review committee may recommend that application denials or dismissals be reconsidered.

SECTION 25. IC 20-15-2-13 IS AMENDED TO READ AS

FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 13. The ~~superintendent~~ **executive** may, subject to the approval of the governor and the policies of the board, receive, for the use of the school, gifts, legacies, devises, and conveyances of real or personal property that are made, given, or granted to or for the school."

Page 14, between lines 2 and 3, begin a new paragraph and insert:

"SECTION 27. IC 20-15-3-10 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 10. (a) The board shall do the following:

(1) Establish policies and accountability measures for the school.

(2) Implement this article.

(3) Perform the duties required by IC 5-22-4-8.

(4) Adopt rules under IC 4-22-2 to establish criteria for the admission of children with visual disabilities, including children with multiple disabilities, at the school.

(5) Hire the ~~superintendent~~, **executive**, who serves at the pleasure of the board.

(6) Determine the salary and benefits of the ~~superintendent~~ **executive**.

(7) Adopt rules under IC 4-22-2 required by this article.

(b) The board shall submit the school's biennial budget to the department of education, which shall review the proposed budget. As part of its review, the department may request and shall receive from the board, in a form as may reasonably be required by the department, all information used by the board to develop the proposed budget. If, upon review, the department determines that any part of the budget request is not supported by the information provided, the department shall meet with the board at the earliest date possible in order to reconcile the budget request. The department shall submit the reconciled budget to the budget agency and the budget committee.

SECTION 28. IC 20-15-4-2 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 2. ~~(a) This section applies after March 31, 2000.~~

~~(b)~~ The ~~superintendent~~ **executive** shall hire directly for those positions as approved by the state personnel department and the board any candidate the ~~superintendent~~ **executive** considers qualified to fill a position at the school. The state personnel department, in collaboration with the board, shall annually develop a list of job classifications for positions at the school for which the ~~superintendent~~ **executive** may fill a vacancy by hiring a candidate for the position based on a search for qualified candidates outside the state personnel hiring list.

SECTION 29. IC 20-16-1-4.5 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: **Sec. 4.5. "Executive" refers to the chief executive officer of the school appointed under IC 20-16-2-4.**

Page 14, line 5, strike "superintendent" and insert "**chief executive officer**".

Page 14, line 6, strike "superintendent" and insert "**executive**".

Page 14, line 8, strike "superintendent" and insert "**executive**".

Page 14, after line 20, begin a new paragraph and insert:

"SECTION 31. IC 20-16-2-5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 5. (a) The ~~superintendent~~, **executive**, subject to the approval of the board and IC 20-16-4, has complete responsibility for management of the school.

(b) The ~~superintendent~~ **executive** has responsibility for the following:

(1) Direction of the education, care, safety, and well-being of all students in attendance.

(2) Evaluation and improvement of the school staff, educational programs, and support services.

(3) Implementation and administration of the policies, mission, and goals of the school as established by the board.

(4) Serving as the purchasing agent for the school as provided in IC 5-22-4-8.

(5) Implementation of budgetary matters as recommended by the board and the department of education under IC 20-16-3-10(7).

(6) Management of the school's outreach program with local public schools.

(7) Advocating on behalf of the school under guidelines established by the board.

(8) Executing contracts on behalf of the school.

(c) The ~~superintendent~~ **executive** is the appointing authority for all employees necessary to properly conduct and operate the school.

SECTION 32. IC 20-16-2-6 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 6. Subject to:

(1) the determination by case conference committee based on individualized education programs, as defined under IC 20-1-6-1; and

(2) the school's admission criteria adopted by the board under IC 20-16-3-10(4);

the ~~superintendent~~ **executive** shall receive as students in the school Indiana residents who are hearing disabled school age individuals.

SECTION 33. IC 20-16-2-7 IS AMENDED TO READ AS

FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 7. (a) A placement review committee for the school is established. The committee consists of one (1) representative of each of the following:

- (1) The board.
- (2) The office of the secretary of family and social services.
- (3) The superintendent of public instruction.

(b) The placement review committee shall meet upon petition of an interested party to review the following:

- (1) Applications to the school denied through the process described in section 6 of this chapter.
- (2) All instances of dismissal from the school for reasons other than graduation, voluntary transition to another educational facility, or voluntary departure from the school.

(c) The ~~superintendent~~ **executive** shall serve as an adviser to the placement review committee. The ~~superintendent~~ **executive** shall provide the placement review committee with information and justification for all application denials and dismissals under review.

(d) The placement review committee may recommend that application denials or dismissals be reconsidered.

SECTION 34. IC 20-16-2-13 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 13. The ~~superintendent~~ **executive** may, subject to the approval of the governor and the policies of the board, receive, for the use of the school, gifts, legacies, devises, and conveyances of real and personal property that are made, given, or granted to or for the school.

SECTION 35. IC 20-16-3-10 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 10. (a) The board shall do the following:

- (1) Establish policies and accountability measures for the school.
- (2) Implement this article.
- (3) Perform the duties required by IC 5-22-4-8.
- (4) Adopt rules under IC 4-22-2 to establish criteria for the admission of children with hearing disabilities, including children with multiple disabilities, at the school.
- (5) Hire the ~~superintendent~~, **executive**, who serves at the pleasure of the board.
- (6) Determine the salary and benefits of the ~~superintendent~~ **executive**.
- (7) Adopt rules under IC 4-22-2 required by this article.

(b) The board shall submit the school's biennial budget to the department of education, which shall review the proposed budget. As part of its review, the department may request and shall receive from

1 the board, in a form as may reasonably be required by the department,
 2 all information used by the board to develop the proposed budget. If,
 3 upon review, the department determines that any part of the budget
 4 request is not supported by the information provided, the department
 5 shall meet with the board at the earliest date possible in order to
 6 reconcile the budget request. The department shall submit the
 7 reconciled budget to the budget agency and the budget committee.

8 SECTION 36. IC 20-16-4-2 IS AMENDED TO READ AS
 9 FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 2. ~~(a) This section~~
 10 ~~applies after March 31, 2000.~~

11 ~~(b)~~ The ~~superintendent executive~~ shall hire directly for those
 12 positions as approved by the state personnel department and the board
 13 any candidate the ~~superintendent executive~~ considers qualified to fill
 14 a position at the school. The state personnel department, in
 15 collaboration with the board, shall annually develop a list of job
 16 classifications for positions at the school for which the ~~superintendent~~
 17 ~~executive~~ may fill a vacancy by hiring a candidate for the position
 18 based on a search for qualified candidates outside the state personnel
 19 hiring list.

20 SECTION 37. THE FOLLOWING ARE REPEALED
 21 [EFFECTIVE JULY 1, 2005]: IC 20-15-1-7; IC 20-16-1-7."

22 Renumber all SECTIONS consecutively.
 (Reference is to SB 229 as introduced.)

and when so amended that said bill do pass .

Committee Vote: Yeas 10, Nays 0.

Senator Lubbers, Chairperson